

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

MDL No. 3076

No: 1:23-md-03076-KMM

IN RE: FTX CRYPTOCURRENCY
EXCHANGE COLLAPSE LITIGATION

O’Keefe v. Sequoia Capital Operations, LLC, et al.,
No. 1:23-cv-20700; *Siskind v. Sequoia Capital
Operations, LLC*, No. 1:23-cv-22144

**DEFENDANTS ALTIMETER CAPITAL MANAGEMENT, LP, DELTEC BANK AND
TRUST COMPANY LIMITED, JEAN CHALOPIN, MULTICOIN CAPITAL
MANAGEMENT LLC, PARADIGM OPERATIONS, LP, RIBBIT CAPITAL, L.P.,
SEQUOIA CAPITAL OPERATIONS, LLC, TEMASEK HOLDINGS (PRIVATE)
LIMITED, THOMA BRAVO, L.P., AND TIGER GLOBAL MANAGEMENT LLC
NOTICE REGARDING PERSONAL JURISDICTION**

Pursuant to the Court’s June 21, 2023 Order (ECF No. 61) (“Order”), Defendants Altimeter Capital Management, LP, Deltec Bank and Trust Company Limited, Jean Chalopin, Multicoin Capital Management LLC, Paradigm Operations, LP, Ribbit Capital, L.P., Sequoia Capital Operations, LLC, Temasek Holdings (Private) Limited, Thoma Bravo, L.P., and Tiger Global Management LLC (collectively, “Defendants”) write to update the Court regarding their efforts to resolve issues related to personal jurisdiction in the above-captioned matter.

In the Order, the Court required that “all issues related to personal jurisdiction shall be resolved and the Parties shall inform the Court of such resolution within 14 days of the date of this Order.” *See* Order at 4. On June 30, 2023, Defendants’ counsel emailed Plaintiffs’ counsel (1) to inform them that Defendants do not agree to waive any available personal jurisdiction defenses and (2) to request that Plaintiffs advise Defendants of what steps Plaintiffs intend to

take to address any personal jurisdiction issues. On July 5, 2023, Defendants' counsel emailed Plaintiffs' counsel once more to inquire about what steps, if any, Plaintiffs intend to take to address personal jurisdiction issues. As of the time of this filing, Defendants' counsel have not received a response from Plaintiffs' counsel.

Defendants write to inform the Court that they do not consent to personal jurisdiction in the Southern District of Florida and do not waive any available personal jurisdiction defenses. Accordingly, should Plaintiffs fail to resolve the personal jurisdiction issues with their claims against Defendants in the above-referenced *O'Keefe* and *Siskind* actions, Defendants intend to raise any available personal jurisdiction defenses at the appropriate time.

Dated: July 5, 2023

Respectfully submitted,

<u>/s/ Rishi N. Zutshi</u> Paul Courtney Huck, Jr Lawson Huck Gonzalez, PLLC 334 Minorca Avenue Coral Gables, FL 33134 305-793-3232 Email: paul@lawsonhuckgonzalez.com Jennifer Kennedy Park (admitted <i>Pro Hac Vice</i>) Cleary Gottlieb Steen & Hamilton LLP 1841 Page Mill Road, Suite 250 Palo Alto, CA 94304 650-815-4130 Email: jkpark@cgsh.com Rishi N. Zutshi (admitted <i>Pro Hac Vice</i>) Lilianna Rembar (admitted <i>Pro Hac Vice</i>) Cleary Gottlieb Steen & Hamilton LLP One Liberty Plaza New York, NY 10006 212-225-2085 212-225-2328 Email: lrembar@cgsh.com Email: rzutshi@cgsh.com	<u>/s/ Jordi Guso</u> Jordi Guso Ana Elena Kauffmann Berger Singerman LLP 1450 Brickell Avenue Suite 1900 Miami, FL 33131-5308 305-755-9500 Fax: 305-714-4340 Email: jguso@bergersingerman.com Email: akauffmann@bergersingerman.com Anna Terteryan Mark McKane Stephen Silva Kirkland & Ellis LLP 555 California Street San Francisco, CA 94104 (415) 439-1400 Email: anna.terteryan@kirkland.com Email: mark.mckane@kirkland.com Email: stephen.silva@kirkland.com Counsel for Thoma Bravo, L.P. <u>/s/ Michael Tein</u>
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 5th day of July, 2023, I e-filed the foregoing document using the Court's CM/ECF system, which will send a notice of electronic filing to all counsel of record.

/s/ Jordi Gusó
Jordi Gusó